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IN THE UNITED STATES DISTRICT COURT  
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FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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7 PATRICK D. DEMPSEY, ) No. C 09-2921 JSW (PR)  
8 Plaintiff, )  
9 v. ) **ORDER OF DISMISSAL**  
10 ARNOLD SCHWARZENEGGER, )  
11 Defendant. )  
12 \_\_\_\_\_ )  
13

14 On June 29, 2009, Plaintiff filed a *pro se* civil rights action in this Court. On  
15 April 9, 2010, this Court dismissed the complaint with leave to amend within thirty days  
16 of the Court's order. In the Court's order, Plaintiff was notified that failure to amend by  
17 the designated time would result in a dismissal of the case.

18 More than thirty days have passed since April 9, 2010 and Plaintiff has not  
19 responded to the Court's order. Accordingly, this case is DISMISSED without prejudice  
20 for failure to prosecute and to comply with a court order pursuant to Federal Rule of  
21 Civil Procedure 41(b). *See Link v. Wabash R.R.*, 370 U.S. 626, 633 (1962); *McKeever v.*  
22 *Block*, 932 F.2d 795, 797 (9th Cir. 1991). The Clerk shall close the file and enter  
23 judgment in this matter.

24 IT IS SO ORDERED.  
25

DATED: June 21, 2010



26  
27 JEFFREY S. WHITE  
United States District Judge  
28

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

PATRICK D DEMPSEY,  
Plaintiff,

Case Number: CV09-02921 JSW

## **CERTIFICATE OF SERVICE**

V.

ARNOLD SCHWARZENEGGER et al.,  
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on June 21, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Patrick D. Dempsey  
2133 Arrapaho Pl  
Fremont, CA 945339

Dated: June 21, 2010

Jennifer Ottolini

Richard W. Wieking, Clerk  
By: Jennifer Ottolini, Deputy Clerk